



# STATE OF WISCONSIN Assembly Journal

## Ninety-Eighth Regular Session

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MONDAY, May 14, 2007

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The Chief Clerk makes the following entries under the above date:

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### AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 215** offered by committee on **Transportation**.

Assembly amendment 1 to **Assembly Bill 279** offered by Representative Townsend.

Assembly amendment 2 to **Assembly Bill 279** offered by Representative Townsend.

Assembly amendment 1 to **Assembly Bill 305** offered by Representatives Kerkman and Sherman.

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### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 06–117**

Relating to underinsured and uninsured motorist coverage in umbrella and commercial policies.

Submitted by Insurance Commissioner.

Report received from Agency, May 10, 2007.

To committee on **Insurance**.

Referred on May 14, 2007.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 321**

Relating to: designation of state agency status for certain health care facilities that use volunteer providers during a declared state of emergency; declarations of emergencies by counties; immunity from liability for qualified food and emergency household products; creating an interoperability council; and requiring public and private schools to conduct tornado or other hazard drills.

By Joint Legislative Council.

To committee on **Homeland Security and State Preparedness**.

#### **Assembly Bill 322**

Relating to: calculation of operating revenues of certain energy utilities for the purpose of determining spending on certain energy efficiency and renewable resource programs.

By Representative Montgomery; cosponsored by Senator Plale.

To committee on **Energy and Utilities**.

#### **Assembly Bill 323**

Relating to: voting by persons with disabilities on issues before the conservation congress.

By Representatives Vruwink, Zepnick, Boyle, Sinicki, Sheridan, Turner, Berceau, Hraychuck and Jorgensen; cosponsored by Senator Lassa.

To committee on **Natural Resources**.

#### **Assembly Bill 324**

Relating to: family military leave.

By Representatives Musser, Gronemus, Garthwaite, Owens, Travis, Turner, Townsend, Grigsby, Hines, Bies, Hilgenberg, Kreuser, Mursau, Gunderson, Hubler, Black, Berceau, A. Williams, Wood, Sinicki, Boyle, Nerison, Molepske, Hraychuck and A. Ott; cosponsored by Senators Vinehout, Schultz, Hansen and Sullivan.

To committee on **Jobs and The Economy**.

#### **Assembly Bill 325**

Relating to: needle electromyography, surface electromyography, and nerve conduction studies.

By Representatives Benedict, Travis, Berceau, Gunderson, Hixson, Kessler, Sinicki and Turner; cosponsored by Senators Erpenbach, Carpenter, Kreitlow, Roessler and Sullivan.

To committee on **Health and Healthcare Reform**.

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### COMMITTEE REPORTS

The committee on **Biofuels and Sustainable Energy** reports and recommends:

#### **Assembly Bill 85**

Relating to: creating an income and franchise tax credit for motor vehicles that use gasoline and ethanol mixtures as fuel.

Assembly Amendment 1 to Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 9 – Representatives Hahn, Wood, Albers, Davis, Tauchen, Hubler, Gronemus, Jorgensen and Molepske.

Noes: 0.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 9 – Representatives Hahn, Wood, Albers, Davis, Tauchen, Hubler, Gronemus, Jorgensen and Molepske.

Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 7 – Representatives Hahn, Wood, Davis, Tauchen, Hubler, Jorgensen and Molepske.

Noes: 2 – Representatives Albers and Gronemus.

Passage as amended:

Ayes: 7 – Representatives Hahn, Wood, Davis, Tauchen, Hubler, Jorgensen and Molepske.

Noes: 2 – Representatives Albers and Gronemus.

To joint committee on **Finance**.

### Assembly Bill 171

Relating to: an individual income tax credit for the sales and use tax paid to purchase corn used for fuel for residential use.

Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption:

Ayes: 9 – Representatives Hahn, Wood, Albers, Davis, Tauchen, Hubler, Gronemus, Jorgensen and Molepske.

Noes: 0.

Assembly Substitute Amendment 1 adoption:

Ayes: 9 – Representatives Hahn, Wood, Albers, Davis, Tauchen, Hubler, Gronemus, Jorgensen and Molepske.

Noes: 0.

Passage as amended:

Ayes: 9 – Representatives Hahn, Wood, Albers, Davis, Tauchen, Hubler, Gronemus, Jorgensen and Molepske.

Noes: 0.

To joint committee on **Finance**.

*EUGENE HAHN*

Chairperson

Committee on Biofuels and Sustainable Energy

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The committee on **Tourism, Recreation and State Properties** reports and recommends:

### Assembly Bill 62

Relating to: electric receptacles maintained by the Department of Natural Resources at state park campsites.

Passage:

Ayes: 10 – Representatives Kaufert, M. Williams, Gunderson, Bies, Hines, Van Roy, Van Akkeren, Soletski, Hraychuck and Schneider.

Noes: 0.

To committee on **Rules**.

### Assembly Bill 66

Relating to: authorizing the Wisconsin Health and Educational Facilities Authority to issue bonds to finance projects related to cultural facilities.

Passage:

Ayes: 10 – Representatives Kaufert, M. Williams, Gunderson, Bies, Hines, Van Roy, Van Akkeren, Soletski, Hraychuck and Schneider.

Noes: 0.

To committee on **Rules**.

### Senate Bill 11

Relating to: time-share licenses.

Assembly Amendment 1 adoption:

Ayes: 10 – Representatives Kaufert, M. Williams, Gunderson, Bies, Hines, Van Roy, Van Akkeren, Soletski, Hraychuck and Schneider.

Noes: 0.

Concurrence as amended:

Ayes: 10 – Representatives Kaufert, M. Williams, Gunderson, Bies, Hines, Van Roy, Van Akkeren, Soletski, Hraychuck and Schneider.

Noes: 0.

To committee on **Rules**.

*DEAN KAUFERT*

Chairperson

Committee on Tourism, Recreation and State Properties

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The committee on **Transportation** reports and recommends:

### Assembly Bill 106

Relating to: designating and marking a bridge on STH 156 in the town of Navarino as the Avery Wilber Memorial Bridge.

Passage:

Ayes: 12 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan, Sherman and Garthwaite.

Noes: 0.

To committee on **Rules**.

### Assembly Bill 134

Relating to: engineering work for certain Department of Transportation highway projects.

Assembly Amendment 1 adoption:

Ayes: 12 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Vruwink, Sheridan, Sherman and Garthwaite.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives Petrowski, Bies, A. Ott, Hahn, Gottlieb, Van Roy, Davis, Steinbrink, Sheridan, Sherman and Garthwaite.

Noes: 1 – Representative Vruwink.

To committee on **Rules**.

*JERRY PETROWSKI*

Chairperson

Committee on Transportation

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The committee on **Veterans and Military Affairs** reports and recommends:

**Assembly Bill 75**

Relating to: assistance for veterans affected by depleted uranium.

Passage:

Ayes: 8 – Representatives Musser, Petrowski, Bies, Petersen, Sherman, Hubler, Boyle and Turner.

Noes: 0.

To committee on **Rules**.

*TERRY MUSSER*

Chairperson

Committee on Veterans and Military Affairs

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**MESSAGE FROM THE SENATE**

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

**Senate Joint Resolution 39**

**Senate Joint Resolution 45**

**Senate Joint Resolution 48**

Passed and asks concurrence in:

**Senate Bill 16**

**Senate Bill 161**

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**ACTION ON THE SENATE MESSAGE**

**Senate Joint Resolution 39**

Relating to: declaring the ninth of May as Europe Day.

By Senators Risser, Lassa, Schultz and Lehman; cosponsored by Representatives Berceau and Turner.

To committee on **Rules**.

**Senate Joint Resolution 45**

Relating to: declaring May as Manufacturing Month in Wisconsin.

By Senator Plale; cosponsored by Representative Honadel.

To committee on **Rules**.

**Senate Joint Resolution 48**

Relating to: American Stroke Awareness Month.

By Senators Taylor, Coggs, Hansen, Grothman, Lehman, Darling, Lazich, Kreitlow, Erpenbach and Lassa; cosponsored by Representatives Sheridan, Fields, Boyle, Young, Sinicki, Jeskewitz, Seidel, Suder, Molepske, Cullen and Petrowski.

To committee on **Rules**.

**Senate Bill 16**

Relating to: requiring that personal flotation devices be worn by certain underage persons in certain boats.

By Senators Sullivan, Roessler, Miller, Cowles, Lassa, Lehman, Risser and Wirsch; cosponsored by Representatives Gottlieb, Staskunas, Hines, Berceau, Bies, Black, Hahn, Hebl, Hintz, Molepske, Nerison, A. Ott, Owens, Stone, Townsend and Van Roy.

To committee on **Tourism, Recreation and State Properties**.

**Senate Bill 161**

Relating to: naming the state trail system.

By Senators Miller, Kedzie, Erpenbach, Olsen, Wirsch, Lehman, Darling, Cowles, Schultz and Plale; cosponsored by Representatives Gunderson, Black, Sheridan, Berceau, Molepske, Pocan, Hahn, Parisi, Turner, Lothian, Mason, Hebl, Mursau, Bies, A. Ott, Townsend and Sinicki.

To committee on **Natural Resources**.

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**SPEAKER'S COMMUNICATIONS**

May 11, 2007

Mr. Chris Long  
Executive Director  
WisconsinEye  
PO Box 949  
Madison, WI 53701

Dear Mr. Long:

As required by the License Agreement between the Wisconsin State Assembly and WisconsinEye, following are the six members Representative Kreuser and I have appointed to the special committee charged with monitoring the operations of WisconsinEye.

Representative Mark Gottlieb  
Representative Don Friske  
Representative Rich Zipperer  
Representative Marlin Schneider  
Representative Gary Sherman  
Representative Cory Mason

As required, the committee will monitor and review the operation of the legislative protocols set out in the license agreement. It will report to the Assembly Organization Committee by November 16, 2007 its findings with regard to the operation of the legislative protocols and any recommended changes to the agreement.

Based on previous discussions with the WisconsinEye Board, I do expect frequent rather than one-time reporting from the

committee and on-going communication with WisconsinEye about the protocols. Moreover, it is the Assembly's intent for the committee to continue its work at least until the 2007-09 legislative session adjourns. In addition, it is my expectation that the Assembly Chief Clerk and the Speaker's office will remain the points of contact as we resolve outstanding issues related to WisconsinEye's start-up as well as day-to-day matters for which you need the Assembly's input.

Please contact me with any questions.

Sincerely,  
*MIKE HUEBSCH*  
Assembly Speaker

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## COMMUNICATIONS

May 10, 2007

Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401

Madison, WI 53708

Dear Chief Clerk Fuller:

I was excused from session on May 9, 2007 and was unable to vote. I am writing to inform you of how I would have cast my vote had I been in attendance. Please include this information in the Assembly Journal.

I would have voted "aye" on passage of the following proposals:

Assembly Bill 166  
Assembly Bill 227

I would have voted "aye" on concurrence of the following proposal:

Senate Bill 7

Thank you for your time and attention in this matter. If you have any questions or concerns please feel free to contact me.

Sincerely,  
*JENNIFER SHILLING*  
State Representative  
95th Assembly District